

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
STATE BOUNDARY COMMISSION

In the matter of:

Boundary Commission
Docket #07-I-1

**The proposed incorporation of the
Village of Sebewaing as a Home Rule City,
Huron County.**

**SUMMARY OF PROCEEDINGS,
FINDINGS OF FACT AND CONCLUSIONS OF LAW**

SUMMARY OF PROCEEDINGS

1. On June 5, 2007, a petition designated as Docket #07-I-1 was filed with the State Boundary Commission requesting the incorporation of the Village of Sebewaing as a Home Rule City. The legal description of the area proposed for incorporation is described in Attachment A.
2. On November 15, 2007, at an adjudicative meeting, the State Boundary Commission examined the petition for legal sufficiency. The Commission unanimously declared the petition to be legally insufficient.
3. On January 17, 2008, at an adjudicative meeting, the State Boundary Commission unanimously adopted this Summary of Proceedings, Findings of Fact and Conclusions of Law on the rejection of legal sufficiency for the subject petition.

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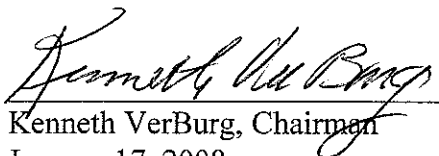
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FINDINGS OF FACT

1. The territory identified for the proposed incorporation in the Part I map and the Part III legal description are not substantially accurate and consistent with each other.
2. The Part I map does not accurately identify the existing boundaries of the Village of Sebewaing, which is described in the petition as the area proposed incorporation.
3. Section 1 and a portion of Section 12, T15N, R8E, Akron Township, Tuscola County, which are represented as territory proposed for incorporation, are not labeled on the Part I map.
4. The Part I map shows the center of Section 7. However, Section 7 is fractional and was patented as Government Lots 1-4 and the east half of the southeast quarter.
5. The limits of the Village of Sebewaing and Sebewaing Township in Huron County, and Akron Township in Tuscola County, are not labeled on the Part I map as required by Commission Rule 25.
6. The Part III legal description contained three property descriptions. The first property description does not specify a county or state, which are necessary elements in all legal descriptions.
7. The list of recorded plats for the area proposed for incorporation on the Part I map is not accurate.
8. The Part III legal description does not identify any plats of record that are located within the territory proposed for incorporation, as required by MCL 560.255.

CONCLUSIONS OF LAW

1. The Findings of Fact in this docket support the unanimous decision of the Boundary Commission to **reject** this petition for legal sufficiency on the grounds that the petition does not conform to the statutory criteria for legal sufficiency, pursuant to the Boundary Commission Act and Administrative Rules.
2. Based on nonconformance with the Boundary Commission Act and Administrative Rules, Docket #07-I-1 is hereby disposed.
3. Pursuant to the Boundary Commission Act and Administrative Rules, a copy of this Summary of Proceedings, Findings of Fact and Conclusions of Law shall be transmitted to the petitioner, and also to the clerks of the Village of Sebewaing, the Township of Sebewaing, and the County of Huron.


Kenneth VerBurg, Chairman
January 17, 2008

ATTACHMENT A

Fractional Section Seven (7) and Section Eight (8) in town fifteen (15) North, Range Nine (9) East.

Commencing 73 rods West of the Northeast corner of the West half of Section 17, Township 15 North, Range 9 East, Thence running West 23 rods; Thence South 80 rods; Thence East 23 rods; Thence North 80 rods; to the Place of Beginning, being in the Township of Sebawaing, Huron County, Michigan.

A part of the Northeast 1/4 and of the Northwest 1/4 of Section 17, T15N-R9E, Sebawaing Township, Huron County, Michigan, Described as beginning at the North 1/4 cor. of Section 17, thence East along the North Section Line 273.00 feet; Thence South parallel with the North-South 1/4 line 333 Feet, thence East parallel with the North Section Line 100 feet; thence North parallel with the North-South 1/4 line 50 feet; thence East parallel with the North Section Line 150 feet; thence South parallel with the North-South 1/4 line 278 feet; thence East 223 Feet along the North line of the South 23 acres of the Northwest 1/4 of the Northeast 1/4; thence South 379.50 feet along the West line of the East 5 acres of the North 1/2 of the said South 23 acres; thence West 363.59 feet along the South line of the North 1/2 of the said South 23 acres; thence South 379.5 feet along a line 382.5 feet East of and parallel with the North-South 1/4 line; thence East 937.50 feet along the North line of the Southwest 1/4 of the Northeast 1/4; thence South 1320 feet along the East line of the Southwest 1/4 of the Northeast 1/4, thence West 1320 feet along the East-West 1/4 line to the Center of Section 17; thence West along the East-West 1/4 line to a line which is 726 feet West of and parallel with the North-South 1/4 line; thence North 1327.23 feet along said line to the North line of the Southeast 1/4 of the Northwest 1/4; thence East 297 feet along said line to a line which is 429 feet West of and parallel with the North-South 1/4 line; thence North 1177.50 feet along said line; thence East parallel with the North section line 258.00 feet; thence North 143.00 feet parallel with the North-South 1/4 line; thence East 171.00 feet along the North section line to the Point of Beginning.